

Request for City Council Committee Action from the Department of Intergovernmental Relations

Date: October 31, 2013

To: Council Vice President Robert Lilligren and Chair Elizabeth Glidden

Referral to: Committee of the Whole; IGR Subcommittee

Subject: Special legislation permitting the city of Minneapolis to enter into an agreement with a construction manager at risk for Target Center improvements. The special law was included in the 2013 omnibus tax law – Laws 2013 Chapter 143 Article 4 Section 43.

Recommendation: Approve by resolution, the special legislation and direct city staff to file a copy of the resolution and required forms with the Secretary of State. A copy of the resolution and legislation is attached.

Department Information

Prepared by: Gene Ranieri, IGR Director
Approved by:
Presenters in Committee:

Supporting Information.

A special law is a law passed by the Legislature that names local government unit to which the law applies. The process to approve a special law is contained in Minnesota Statutes Section 645.021. Subdivision 2 of the section requires the governing body named in the bill to approve the bill by resolution. Subdivision 3 requires the city to file prior to the start of the next legislative session a copy of the resolution and supporting forms with the Secretary of State.

In approving the special law the city is making the law effective. Subsequent city council actions may be needed to use the authority contained in the law.

The special law authorizes the city to use the contractor at risk process in conducting improvements to the Target Center. The city could opt to follow current contracting law. If the construction manager at risk process is followed the city would need develop and publish a request for proposals for one or more of the functions of an engineer, architect, construction manager or program manager with respect to the Target Center. The construction manager would participate in the development of the design documents for the project and then negotiate a guaranteed maximum price to construct the project.

The law would be effective the day after compliance with the provisions of Minnesota Statutes 645.021 subdivisions 2 and 3.